



#5/A MDT
T. HC 674-6-000
10/20/PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Auerbach

Attorney Docket No.: CISCP074

Application No.: 09/283,676

Examiner: Najar, Saleh

Filed: 04/01/1999

Group: 2154

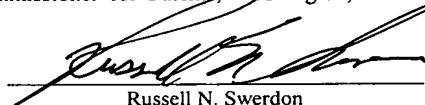
**Title: PROXIMITY AS AN AID TO CACHING
AND SECONDARY SERVING OF DATA**

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on October 9, 2001

Signed:


Russell N. Swerdon

Amendment A

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This amendment and the enclosed remarks are submitted in response to the Office Action mailed July 9, 2001. Applicant respectfully requests reconsideration of the captioned application in view of the following remarks and amendments.

In the Claims:

Please amend the claims as follows:

D
X

16. (once amended) A method of selecting a server to fill a client request for content, the method comprising:
(a) determining that one or more clients needs or will need to receive the content;
(b) determining a first proximity between the one or more clients and a first server capable of supplying the content;
(c) determining a second proximity between the one or more clients and a second server capable of supplying the content; and